

**BEFORE THE
BOARD OF PHARMACY
DEPARTMENT OF CONSUMER AFFAIRS
STATE OF CALIFORNIA**

In the Matter of the Accusation Against:

**BEVERLY HILLS MEDICAL PLAZA
PHARMACY**

150 N. Robertson Blvd.
Beverly Hills, CA 90211
Original Pharmacy Permit No. PHY 38179
PAUL R. GOLDSTEIN, Non-Licensed
Owner,

RX UNLIMITED

8641 Wilshire Blvd #120
Beverly Hills, CA 90211
Original Pharmacy Permit No. PHY 40827
PAUL R. GOLDSTEIN, Non-Licensed
Owner,

RONALD A. BARNES

18834 Celtic Street
Northridge, CA 91326
Pharmacist License No. RPH 22924,

RUSSELL D. LUBRANI

8685 Wilshire Blvd., #1
Beverly Hills, CA 90211
Pharmacist License No. RPH 46299,

and

PAUL ALAN CUMMINGS

11967 Nebraska Ave. #4
Los Angeles, CA 90025
Pharmacist License No. RPH 44852

Respondents.

Case No. 2560

OAH No. L-2003010806

DECISION AND ORDER

(Paul Alan Cummings)


The attached First Amended Stipulated Settlement and Disciplinary Order is hereby adopted by the Board of Pharmacy, Department of Consumer Affairs, as its Decision in this matter.

This Decision shall become effective on March 19, 2004.

It is so ORDERED February 18, 2004.

BOARD OF PHARMACY
DEPARTMENT OF CONSUMER AFFAIRS
STATE OF CALIFORNIA

By


JOHN D. JONES
Board President

BILL LOCKYER, Attorney General
of the State of California
MICHEL W. VALENTINE, State Bar No. 153078
Deputy Attorney General
California Department of Justice
300 So. Spring Street, Suite 1702
Los Angeles, CA 90013
Telephone: (213) 897-1034
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Attorneys for Complainant

BEFORE THE
BOARD OF PHARMACY
DEPARTMENT OF CONSUMER AFFAIRS
STATE OF CALIFORNIA

In the Matter of the Accusation Against:

Case No. 2560

**BEVERLY HILLS MEDICAL PLAZA
PHARMACY**

OAH No. L-2003010806

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8641 Wilshire Blvd #120
Beverly Hills, CA 90211
Original Pharmacy Permit No. PHY 40827
PAUL R. GOLDSTEIN, Non-Licensed Owner,

**FIRST AMENDED
STIPULATED SETTLEMENT
AND DISCIPLINARY ORDER**

(Paul Alan Cummings)

RONALD A. BARNES

18834 Celtic Street
Northridge, CA 91326
Pharmacist License No. RPH 22924,

RUSSELL D. LUBRANI

8685 Wilshire Blvd., #1
Beverly Hills, CA 90211
Pharmacist License No. RPH 46299,

and

PAUL ALAN CUMMINGS

11967 Nebraska Ave. #4
Los Angeles, CA 90025
Pharmacist License No. RPH 44852

Respondents.

IT IS HEREBY STIPULATED AND AGREED by and between the parties
to the above-entitled proceedings that the following matters are true:

1 PARTIES

2 1. Patricia F. Harris (Complainant) is the Executive Officer of the Board
3 of Pharmacy. She brought this action solely in her official capacity and is represented in this
4 matter by Bill Lockyer, Attorney General of the State of California, by Michel W. Valentine,
5 Deputy Attorney General.

6 2. is representing himself in this proceeding and has chosen not to
7 exercise his right to be represented by counsel.

8 3. Respondent Paul A. Cummings (Respondent Cummings) is
9 represented in this proceeding by attorney Gerald L. Wolfe, whose address is 65 Enterprise,
10 Aliso Viejo, CA 92656.

11 4. On or about September 3, 1991, the Board of Pharmacy issued
12 Pharmacist License No. RPH 44852 to Paul Alan Cummings (Respondent Cummings). The
13 License was in full force and effect at all times relevant to the charges brought in Accusation
14 No. 2560 and will expire on August 31, 2005, unless renewed.

15 JURISDICTION

16 5. Accusation No. 2560 was filed before the Board of Pharmacy
17 (Board), Department of Consumer Affairs, and is currently pending against Respondent.
18 The Accusation and all other statutorily required documents were properly served on
19 Respondent on December 19, 2002. Respondent timely filed his Notice of Defense
20 contesting the Accusation. A copy of Accusation No. 2560 is attached as exhibit A and
21 incorporated herein by reference.

22 ADVISEMENT AND WAIVERS

23 6. Respondent Cummings has carefully read, fully discussed with
24 counsel Gerald L. Wolfe, and understands the charges and allegations in Accusation
25 No. 2560. Respondent Cummings has also carefully read, fully discussed with counsel, and
26 understands the effects of this Stipulated Settlement and Disciplinary Order.

27 7. Respondent is fully aware of his legal rights in this matter, including
28 the right to a hearing on the charges and allegations in the Accusation; the right to be

1 represented by counsel, at his own expense; the right to confront and cross-examine the
2 witnesses against him; the right to present evidence and to testify on his own behalf; the
3 right to the issuance of subpoenas to compel the attendance of witnesses and the production
4 of documents; the right to reconsideration and court review of an adverse decision; and all
5 other rights accorded by the California Administrative Procedure Act and other applicable
6 laws.

7 8. Respondent voluntarily, knowingly, and intelligently waives and gives
8 up each and every right set forth above.

9 CULPABILITY

10 9. For purposes of resolving the accusation without the expense and
11 uncertainty of further proceedings, Respondent agrees that, at a hearing, Complainant could
12 establish a factual basis for the charges in the accusation and Respondent hereby gives up
13 the right to contest these charges.

14 10. Respondent agrees that his permit/license is subject to discipline and
15 he agrees to be bound by the Board's imposition of discipline as set forth in the Disciplinary
16 Order below.

17 RESERVATION

18 11. The admissions made by Respondent herein are only for the purposes
19 of this proceeding or any other proceedings in which the Board of Pharmacy or other
20 professional licensing agency is involved, and shall not be admissible in any other criminal
21 or civil proceeding.

22 CONTINGENCY

23 12. This stipulation shall be subject to approval by the Board of
24 Pharmacy. Respondent understands and agrees that counsel for Complainant and the staff of
25 the Board of Pharmacy may communicate directly with the Board regarding this stipulation
26 and settlement, without notice to or participation by Respondent or his counsel. By signing
27 the stipulation, Respondent understands and agrees that he may not withdraw his agreement
28 or seek to rescind the stipulation prior to the time the Board considers and acts upon it. If

1 the Board fails to adopt this stipulation as its Decision and Order, the Stipulated Settlement
2 and Disciplinary Order shall be of no force or effect, except for this paragraph, it shall be
3 inadmissible in any legal action between the parties, and the Board shall not be disqualified
4 from further action by having considered this matter.

5 13. The parties understand and agree that facsimile copies of this
6 Stipulated Settlement and Disciplinary Order, including facsimile signatures thereto, shall
7 have the same force and effect as the originals.

8 14. In consideration of the foregoing admissions and stipulations, the
9 parties agree that the Board may, without further notice or formal proceeding, issue and
10 enter the following Disciplinary Order:

11
12 DISCIPLINARY ORDER

13 IT IS HEREBY ORDERED that:


14 1. The Board of Pharmacy withdraw its Accusation No. 2560 filed
15 against Respondent.

16 2. The Board of Pharmacy issue a citation to Paul Alan Cummings,
17 Pharmacist License No. RPH 44852, with civil penalties in the amount of \$2,500.00.

18
19 ACCEPTANCE

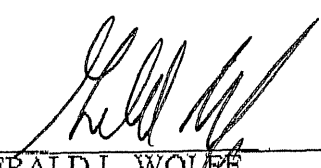
20 I, Paul Alan Cummings, have carefully read the above Stipulated Settlement
21 and Disciplinary Order and have fully discussed it with my attorney Gerald L. Wolfe. I
22 understand the stipulation and the effect it will have on my license. I enter into this
23 Stipulated Settlement and Disciplinary Order voluntarily, knowingly, and intelligently, and
24 agree to be bound by the Decision and Order of the Board of Pharmacy.

25 DATED: 12/1/03

26 
27 PAUL ALAN CUMMINGS
28 Respondent

1 I have read and fully discussed with Respondent Paul Alan Cummings the
2 terms and conditions and other matters contained in the above Stipulated Settlement and
3 Disciplinary Order. I approve its form and content.

4
5 DATED: 12/3/03


6 
7 GERALD L. WOLFE
8 Attorney for Respondent

9 ENDORSEMENT

10 The foregoing Stipulated Settlement and Disciplinary Order is hereby
11 respectfully submitted for consideration by the Board of Pharmacy of the Department of
12 Consumer Affairs.

13
14 DATED: 12/24/07

15 BILL LOCKYER, Attorney General
16 of the State of California

17 
18 MICHEL W. VALENTINE
19 Deputy Attorney General

20 Attorneys for Complainant
21
22
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24 DOJ DN: 03583110-LA2002AD1353
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28

Exhibit A

Accusation No. 2560

BILL LOCKYER, Attorney General
of the State of California
MICHEL W. VALENTINE, State Bar No. 153078
Deputy Attorney General
California Department of Justice
300 So. Spring Street, Suite 1702
Los Angeles, CA 90013
Telephone: (213) 897-1034
Facsimile: (213) 897-2804

Attorneys for Complainant

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BEVERLY HILLS MEDICAL PLAZA
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PAUL R. GOLDSTEIN, Owner

A C C U S A T I O N

and

RX UNLIMITED
8641 Wilshire Blvd., #120
Beverly Hills, CA 90211
Original Pharmacy Permit Number PHY 40827
PAUL R. GOLDSTEIN, Non-Licensed Owner

and

RONALD BARNES
188834 Celtic Street
Northridge, CA 91326
Pharmacist License Number RPH 22924

and

RUSSELL D LUBRANI
8685 Wilshire Blvd., #1
Beverly Hills, CA 90211
Pharmacist License Number RPH 46299

and

///

///

1 PAUL ALAN CUMMINGS
11967 Nebraska Avenue, #4
2 Los Angeles, CA 90025
Pharmacist License Number RPH 44852

3 and

4 JORGE ALVAREZ
5 423 Laxford Street
Glendora, CA 91740
6 Pharmacy Technician License Number TCH 15209

7
8 Respondents.

9 Complainant alleges:

10 PARTIES

11 1. Patricia F. Harris (Complainant) brings this Accusation solely in her
12 official capacity as the Executive Officer of the Board of Pharmacy, Department of Consumer
13 Affairs.

14 2. On or about February 2, 1993, the Board of Pharmacy issued Pharmacy
15 Permit Number PHY 38179 to Paul R. Goldstein, owner, to do business as Beverly Hills
16 Medical Plaza Pharmacy, ("Respondent Beverly Hills"). Ronald A. Barnes is the Pharmacist-in-
17 Charge since December 27, 1999. The Pharmacy Permit was in full force and effect at all times
18 relevant to the charges brought herein and will expire on February 1, 2003, unless renewed.

19 3. On or about May 12, 1995, the Board of Pharmacy issued Pharmacy
20 Permit Number PHY 40827 to Paul R. Goldstein, owner, to do business as RX Unlimited,
21 ("Respondent RX Unlimited"). From on or about November 2, 1998 through August 5, 2000,
22 Russell Lubrani was the Pharmacist-in-Charge. On or about August 7, 2000 through May 16,
23 2001, Paul Alan Cummings was the Pharmacist-in-Charge. On or about July 2, 2001 to present,
24 Irwin Reiner has been the Pharmacist-in-Charge. The Pharmacy Permit was in full force and
25 effect at all times relevant to the charges brought herein and will expire on February 1, 2003,
26 unless renewed.

27 4. On or about July 22, 1963, the Board of Pharmacy issued Pharmacist
28 License Number RPH 22924 to Ronald A. Barnes ("Respondent Barnes"). The Pharmacist

1 License was in full force and effect at all times relevant to the charges brought herein and will
2 expire on July 31, 2003, unless renewed.

3 5. On or about August 10, 1993, the Board of Pharmacy issued Pharmacist
4 License Number RPH 46299 to Russell D. Lubrani ("Respondent Lubrani"). The Pharmacist
5 License was in full force and effect at all times relevant to the charges brought herein and will
6 expire on February 28, 2003, unless renewed.

7 6. On or about September 3, 1991, the Board of Pharmacy issued Pharmacist
8 License Number RPH 44852 to Paul Alan Cummings ("Respondent Cummings"). The
9 Pharmacist License was in full force and effect at all times relevant to the charges brought herein
10 and will expire on August 31, 2003, unless renewed.

11 7. On or about January 1, 2001, the Board of Pharmacy issued Pharmacy
12 Technician License Number TCH 15209 to Jorge Alvarez ("Respondent Alvarez"). The
13 Pharmacy Technician License was in full force and effect at all times relevant to the charges
14 brought herein and will expire on January 1, 2003, unless renewed.

15 JURISDICTION

16 8. This Accusation is brought before the Board of Pharmacy (Board), under
17 the authority of the following sections of the Business and Professions Code (Code).

18 9. Section 4301 of the Code states:

19 "The board shall take action against any holder of a license who is guilty of
20 unprofessional conduct or whose license has been procured by fraud or misrepresentation or
21 issued by mistake. Unprofessional conduct shall include, but is not limited to, any of the
22 following:

23
24 "(f) The commission of any act involving moral turpitude, dishonesty, fraud,
25 deceit, or corruption, whether the act is committed in the course of relations as a licensee or
26 otherwise, and whether the act is a felony or misdemeanor or not.

27 "(o) Violating or attempting to violate, directly or indirectly, or assisting in or
28 abetting the violation of or conspiring to violate any provision or term of this chapter or of the

1 applicable federal and state laws and regulations governing pharmacy, including regulations
2 established by the board.

3 “(q) Engaging in any conduct that subverts or attempts to subvert an investigation
4 of the board.

5 10. Section 4051(a) of the Code states:

6 “Except as otherwise provided in this chapter, it is unlawful for any person to
7 manufacture, compound, furnish, sell, or dispense any dangerous drug or dangerous device, or to
8 dispense or compound any prescription pursuant to Section 4040 of a prescriber unless he or she
9 is a pharmacist under this chapter.”

10 11. Section 4081 of the Code states:

11 “(a) All records of manufacture and of sale, acquisition, or disposition of
12 dangerous drugs or dangerous devices shall be at all times during business hours open to
13 inspection by authorized officers of the law, and shall be preserved for at least three years from
14 the date of making. A current inventory shall be kept by every manufacturer, wholesaler,
15 pharmacy, veterinary food-animal drug retailer, physician, dentist, podiatrist, veterinarian,
16 laboratory, clinic, hospital, institution, or establishment holding a currently valid and unrevoked
17 certificate, license, permit, registration, or exemption under Division 2 (commencing with
18 Section 1200) of the Health and Safety Code or under Part 4 (commencing with Section 16000)
19 of Division 9 of the Welfare and Institutions Code who maintains a stock of dangerous drugs or
20 dangerous devices.

21 “(b) The owner, officer, and partner of any pharmacy, wholesaler, or veterinary
22 food-animal drug retailer shall be jointly responsible, with the pharmacist-in-charge or exemptee,
23 for maintaining the records and inventory described in this section.

24 “(c) The pharmacist-in-charge or exemptee shall not be criminally responsible for
25 acts of the owner, officer, partner, or employee that violate this section and of which the
26 pharmacist-in-charge or exemptee had no knowledge, or in which he or she did not knowingly
27 participate.”

28 ///

1 12. Section 4113(b) of the Code states:

2 The pharmacist-in-charge shall be responsible for a pharmacy's
3 compliance with all state and federal laws and regulations pertaining to the practice of pharmacy.

4 13. Section 4332 of the Code states:

5 Any person who fails, neglects, or refuses to maintain the records required
6 by Section 4081 or who, when called upon by an authorized officer or a member of the board,
7 fails, neglects, or refuses to produce or provide the records within a reasonable time, or who
8 willfully produces or furnishes records that are false, is guilty of a misdemeanor.

9 14. California Code of Regulations, title 16 ("CCR"), section 1709.1, states, in
10 pertinent part:

11 The pharmacist-in-charge of a pharmacy shall be employed at that location and
12 shall have responsibility for the daily operation of the pharmacy.

13 15. California Code of Regulations, title 16, section 1717, states:

14

15 “(c) Promptly upon receipt of an orally transmitted prescription, the pharmacist
16 shall reduce it to writing, and initial it, and identify it as an orally transmitted prescription. If the
17 prescription is then dispensed by another pharmacist, the dispensing pharmacist shall also initial
18 the prescription to identify him or herself.

19 “All orally transmitted prescriptions shall be received and transcribed by a
20 pharmacist prior to compounding, filling, dispensing, or furnishing.

21 “Chart orders as defined in Section 4036.1 of the Business and Professions Code
22 are not subject to the provisions of this subsection.

23

24 “(e) No licensee shall participate in any arrangement or agreement, whereby
25 prescriptions, or prescription medications, may be left at, picked up from, accepted by, or
26 delivered to any place not licensed as a retail pharmacy.

27 16. California Code of Regulations, title 16, section 1718, states:

28 “Current Inventory” as used in Section 4232 of the Business and Professions

1 Code shall be considered to include complete accountability for all dangerous drugs handled by
2 every licensee enumerated in Section 4232.

3 "The controlled substances inventories required by Title 21, CFR, Section 1304
4 shall be available for inspection upon request for at least 3 years after the date of the inventory."

5 17. California Code of Regulations, title 16, section 1793.1 states, in pertinent
6 part:

7 Only a registered pharmacist, or an intern pharmacist acting under the
8 supervision of a registered pharmacist, may:

9 (a) Receive a new prescription order orally from a prescriber or other
10 person authorized by law.

11 18. California Code of Regulations, title 22, section 51478 states, in pertinent
12 part:

13 "No provider shall offer, give, furnish, or deliver any rebate, refund, commission
14 preference, patronage dividend, discount, or any other gratuitous consideration, in connection
15 with the rendering of health care service to any Medi-Cal beneficiary. No provider shall solicit,
16 request, accept, or receive, any rebate, refund, commission, preference, patronage dividend,
17 discount, or any other gratuitous consideration, in connection with the rendering of health care
18 service to any Medi-Cal beneficiary."

19 19. California Code of Regulations, title 22, section 51479 states, in pertinent
20 part:

21 "No provider shall dispense prescription drugs or devices in an amount
22 different from that prescribed without the prescriber's authorization."

23 20. Section 125.3 of the Code provides, in pertinent part, that the Board may
24 request the administrative law judge to direct a licensee found to have committed a violation or
25 violations of the licensing act to pay a sum not to exceed the reasonable costs of the investigation
26 and enforcement of the case.

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1 that specific period, Respondent Beverly Hills was unable to account for the following amounts
2 for various Serostim inventories:

3 Serostim 4mg

4 Purchased	3,318
5 Dispensed	4,524
6 On-hand inventory	105
7 Short	1,311

8 Serostim 5mg

9 Purchased	112
10 Dispensed	56
11 On-hand inventory	91
12 overage	35

13 Serostim 6mg

14 Purchased	19,530
15 Dispensed	23,521
16 On-hand inventory	595
17 short	4,586

18 e. Since the acquisition records (invoices from wholesalers) provided by
19 Respondent RX Unlimited were incomplete, Inspector Venegas used the invoices from March 1,
20 2000 to December 31, 2000 and the patient profiles to tabulate inventory shortages. During that
21 specific period, Respondent RX Unlimited was unable to account for the following amounts for
22 various Serostim inventories:

23 Serostim 4mg

24 Purchased	364
25 Dispensed	513
26 On-hand inventory	14
27 Short	163

28 ///

///

Serostim 5mg	
Purchased	420
Dispensed	630
On-hand inventory	42
short	252
Serostim 6mg	
Purchased	13,727
Dispensed	15,932
On-hand inventory	252
short	2,457

SECOND CAUSE FOR DISCIPLINE

(Unprofessional Conduct - Fail, Neglect or Refuse to Maintain Records)

23. Respondents Beverly Hills, RX Unlimited, Barnes, Cummings and Lubrani are subject to disciplinary action under sections 4301(o) and (q), 4332, and 4081 of the Code, for unprofessional conduct in that they failed, neglected or refused to maintain required records. The circumstances are described in paragraph 22(a) through (e).

THIRD CAUSE FOR DISCIPLINE

(Unprofessional Conduct - Moral Turpitude, Dishonesty, Fraud and Deceit)

24. Respondents Beverly Hills, RX Unlimited, Barnes, Cummings and Lubrani are subject to disciplinary action under sections 4301(f) and (o) of the Code and California Code of Regulations, title 22, section 51478 and 51479 in that they dispensed lesser amounts of drugs than prescribed on prescriptions. The circumstances are as follows:

a. On or about August 29, 2001, Inspector Venegas received a facsimile from the bookkeeper at Respondent Beverly Hills, which showed patient names, prescription numbers and fill dates of patients that never received their Serostim but where Medi-Cal was still billed.

b. On or about September 13, 2001, Respondent Lubrani authored a letter to Inspector Venegas which stated that an employee of Doctor Del Rosario would pick up dispensed prescriptions of Serostim. Patients of this doctor often complained that they were

1 missing vials of Serostim when they picked up the dispensed vials at the doctor's office.
2 Respondent Lubrani also stated that he was authorized by Respondent RX Unlimited's owner's
3 wife to dispense the number of vials patients complained they did not receive, which he complied
4 with.

5 FOURTH CAUSE FOR DISCIPLINE

6 (Failure to Show Complete Accountability for a Dangerous Drug) .

7 25. Respondents Beverly Hills, RX Unlimited, Barnes, Cummings and
8 Lubrani are subject to disciplinary action under California Code of Regulations, title 16, sections
9 1718, in that they failed to show complete accountability for a dangerous drug. The
10 circumstances are described above in paragraph 23(d) and (e).

11 FIFTH CAUSE FOR DISCIPLINE

12 (Wrongful Participation With A Non-Licensed Retail Pharmacy to Dispense Drugs)

13 26. Respondents Beverly Hills, RX Unlimited, Barnes, Cummings and
14 Lubrani are subject to disciplinary action under CCR section 1717(e), in that they participated in
15 an arrangement with Doctor Del Rosario and his employees. The circumstances are described
16 above in paragraph 24 (a) and (b), as well as on or about June 20, 2001, in review of patient
17 profiles obtained from Respondents Beverly Hills and RX Unlimited, Inspector Venegas noted
18 that addresses for patients were listed as doctors' offices. Respondent Barnes stated to the
19 inspector that an arrangement had been made for the dangerous drugs to be delivered to the
20 doctors' offices and left for the patients.

21 SIXTH CAUSE FOR DISCIPLINE

22 (Improper Dispensing of a Dangerous Drug)

23 27. Respondents RX Unlimited and Cummings are subject to disciplinary
24 action under section 4301(f) and (o) of the Code in conjunction with California Code of
25 Regulations, title 22, sections 51478 and 51479, in that they dispensed lesser amounts of drugs
26 than prescribed on the prescription. The circumstances are that on or about September 19, 2001,
27 Respondent Cummings authored a letter to Board Inspector Venegas stating that Respondent RX
28 Unlimited had an arrangement with an AIDs patient who was unable to pay the co-pay amounts

1 for their prescriptions of Serostim. Respondents would dispense lesser amounts of the drug to
2 cover the co-pay amount.

3 SEVENTH CAUSE FOR DISCIPLINE

4 (Improper Handling of a Telephonic Prescription)

5 28. Respondents Beverly Hills Medical Plaza Pharmacy, Barnes and Alvarez
6 are subject to disciplinary action under section 4301(o) of the Code in conjunction with
7 California Code of Regulations, title 16, sections 1717(c) and 1793.1, in that Respondents failed
8 to properly reduce telephonic prescriptions into writing. The circumstances are that on or about
9 June 13, 2001, Respondent Alvarez, a pharmacy technician, identified to Board Inspector
10 Venegas, three telephonic prescriptions which were written in his personal handwriting.
11 Respondent Barnes, the Pharmacist-in-Charge failed to transcribe the orally transmitted
12 prescription into writing.

13 EIGHTH CAUSE FOR DISCIPLINE

14 (Unprofessional Conduct)

15 29. Respondents Barnes, Cummings and Lubrani are subject to disciplinary
16 action under sections 4301(o), 4113 of the Code for unprofessional conduct in conjunction with
17 CCR section 1709, in that Respondents failed to be responsible for the pharmacies' compliance
18 with state and federal laws and their daily activities. The circumstances are those described
19 above in paragraphs 22 through 28.

20 PRAYER

21 WHEREFORE, Complainant requests that a hearing be held on the matters herein
22 alleged, and that following the hearing, the Board of Pharmacy issue a decision:

23 1. Revoking or suspending Pharmacy Permit Number PHY 38179, issued to
24 Beverly Hills Medical Plaza Pharmacy, Paul Goldstein, Owner;

25 2. Revoking or suspending Pharmacy Permit Number PHY 40827, issued to
26 RX Unlimited, Paul Goldstein, Owner;

27 3. Revoking or suspending Pharmacist License Number RPH 22924, issued
28 to Ronald A. Barnes;

1 4. Revoking or suspending Pharmacist License Number RPH 46299, issued
2 to Russell D. Lubrani ;

3 5. Revoking or suspending Pharmacist License Number RPH 44852, issued
4 to Paul Alan Cummings;

5 6. Revoking or suspending Pharmacy Technician License Number TCH
6 15209, issued to Jorge Alvarez;

7 7. Ordering Beverly Hills Medical Plaza Pharmacy, RX Unlimited, Ronald
8 A. Barnes, Russell D. Lubrani , Paul Alan Cummings, and Jorge Alvarez to pay the Board of
9 Pharmacy the reasonable costs of the investigation and enforcement of this case, pursuant to
10 Business and Professions Code section 125.3;

11 8. Taking such other and further action as deemed necessary and proper.

12 DATED: 12/6/02

13
14 P. F. Harris

15 PATRICIA F. HARRIS
16 Executive Officer
17 Board of Pharmacy
18 Department of Consumer Affairs
19 State of California
20 Complainant
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